IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWELFTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE MR JUSTICE BILAL NAZKI**

**and**
**THE HON'BLE MR JUSTICE S.ANANDA REDDY**

**WRIT PETITION NO : 14186 of 2004**

Between:

M/s. Kendriya Bhandar, (A Welfare set up under the Aegis of Government of India), Ministry of Personal P.G & P.S. Room No.16, Ground Floor, Sultan Bazaar, Hyderabad-95, Rep. by its Regional Incharge, Shri. S. Rama Rao, S/o. S. Balaramakrishna, R/o. 6-3-596/3, V.R. Nagar Colony, Khairthabad, Hyderabad.

**..... PETITIONER**

AND

The Commercial Tax Officer, Rajendra nagar Circle,
Mayur Kushal Complex, Besides Chermas, Gunfoundry, Hyderabad.

**.....RESPONDENT**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, order or orders more particularly one in the nature of the Writ of Mandamus, declaring the action of the respondent in issuing a notice to the company in R.C.No.3/1642/2000-2001 dated 4/8/2004, as amounting to highly arbitrary, illegal and unconstitutional and consequently to declare that the impugned proceedings of the 2nd respondent issued in RC No. 31642/00-01 dated 4/8/2004, which is flouting the Hon'ble Supreme Court's Orders passed in Special Leave Petition (Civil) 18006/2002, orders passed by Hon'ble High Court of A.P. in W.P.M.P.No. 8556/2003 in W.P.No. 575/2003, (ie. in case of Sri Sainath Traders, Tirupathi), as bad in law.

**Counsel for the Petitioner:MR.GOPALA KRISHNA KALANIDHI, Advocate.**

**Counsel for the Respondent : GP FOR COMMERCIAL TAXES**

**The Court made the following :**

**ORDER :** (Per Sri Bilal Nazki, J).

Counsel for petitioner seeks permission to withdraw the Writ Petition. Permission is granted and the Writ Petition is dismissed as 'withdrawn'. No costs.

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(BILAL NAZKI, J)

12th August, 2004.

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(S.ANANDA REDDY, J)

ajr.

To

1 The Commercial Tax Officer, Rajendra nagar Circle,
Mayur Kushal Complex, Besides Chermas, Gunfoundry, Hyderabad.

2 Two C.Cs. to the G.P. for Commercial Taxes, High Court buildings, Hyderabad (O.U.T.)

3 Two C.D. copies.